

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 17-CR-20183

v.

Honorable Mark A. Goldsmith

D-2 JANETTE GAGGO TAWFIK,  
D-3 SHELVE LEWIS AVERY,  
a/k/a "Q,"  
D-4 TERRY PRUITT,  
a/k/a "T,"  
D-5 HAROLD LASHAWN NERO,  
a/k/a "NEPHEW,"  
D-6 MICHAEL ANTHONY RANDOL,  
a/k/a "MAN,"  
D-7 CHARLES THOMAS FORD JR.,  
a/k/a "CHUCK D,"  
D-8 JACK HANA YAKO,  
D-9 KEMAL GABRAIL,

Defendants.

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PROTECTIVE ORDER BASED ON STIPULATION

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This Court, having reviewed the stipulation below, being advised in the matter, and for the reasons stated by the parties,

IT IS HEREBY ORDERED that the pretrial disclosure of certain discovery materials, as defined in the stipulated protective order below, is controlled by the provisions of the stipulated protective order.

SO ORDERED.

Dated: May 31, 2018  
Detroit, Michigan

s/Mark A. Goldsmith  
MARK A. GOLDSMITH  
United States District Judge

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on May 31, 2018.

s/Karri Sandusky  
Case Manager

STIPULATED PROTECTIVE ORDER

The parties to the above criminal action do hereby stipulate and agree as follows:

1. United States Marshals Service (USMS) booking photographs of each of the defendants charged in this case shall be referred to herein as the “Protected USMS Booking Photos.”

2. The government is hereby authorized, pursuant to 5 U.S.C. § 552a(b)(11), to produce the Protected USMS Booking Photos to counsel for the defendants as part of discovery in this criminal case.

3. The disclosure and/or provision of the Protected USMS Booking Photos by the government to counsel for the defendants shall not operate as a waiver of any individual defendant’s privacy interest in his/her booking photo.

4. Access to the Protected USMS Booking Photos shall be restricted to persons authorized by this Order, namely, the defendants, the defendants’ attorneys of record in this case, and the employees of the attorneys of record who are performing work on behalf of the defendants, to include defense investigators and the defendants’ Court-appointed discovery coordinator(s).

5. The following restrictions are placed on the defendants, the defendants’ attorneys, and the above-designated individuals, unless and until

further ordered by the Court. The defendants, the defendants' attorneys, and the above-designated individuals shall not:

- a. allow any other person to view the Protected USMS Booking Photos;
  - b. use the Protected USMS Booking Photos for any purpose other than preparing to defend against the criminal charges in this matter.
6. The defendants' attorneys shall inform any person(s) to whom disclosure may be made pursuant to this Order of the existence and terms of this Order.
7. Nothing in this Order shall restrict use by the defendants' attorneys of the Protected USMS Booking Photos during the investigation of the allegations and preparation of defenses.
8. Prior to the disclosure of the Protected USMS Booking Photos to a person not identified in Paragraph 4 of this Order, counsel for the defendant must first receive permission from the Court for such disclosure. Such permission may be requested *ex parte*.
9. Upon conclusion of this action, and consistent with the ethical responsibilities of defense counsel, defendants' attorneys shall return to

government counsel, or destroy and certify to government counsel the destruction of, all Protected USMS Booking Photos within a reasonable period of time, not to exceed thirty days after the last appeal is final.

SO STIPULATED:

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